

REMARKS

Reconsideration is requested.

Claims 1-11, 14-20, 23-26 and 28-45 are pending. Claims 28-45 have been withdrawn from consideration. Rejoinder and allowance of the withdrawn method claims upon allowance of the claims defining products from which they depend are requested.

The applicants believe that the additional recited definitions for R_9 in claim 1 will not add an additional burden to the Examiner's search and inclusion of the additionally claimed compounds is requested.

Claims 1 and 4 have also been amended as suggested by the Examiner to obviate the Section 112, second paragraph, rejection of claims 1-11, 14-20 and 23-26. The Examiner's helpful comments in this regard are acknowledged, with appreciation. Withdrawal of the Section 112, second paragraph, rejection is requested.

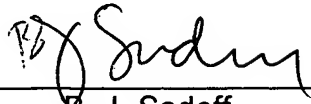
The obviousness-type double patenting rejection of claims 1-11, 14-17, 20 and 23-26 over claims 1-18 of U.S. Patent No. 6,316,009 is obviated by the above amendments. The claims are submitted to be patentable over the claims of the cited parent patent. Withdrawal of the obviousness-type double patenting rejection is requested.

The claims are submitted to be in condition for allowance and a Notice to that effect is requested. The Examiner is requested to contact the undersigned in the event anything further is required.

Bernardon
Appl. No. 10/613,320
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Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 
B. J. Sadoff
Reg. No. 36,663

BJS:
901 North Glebe Road, 11th Floor
Arlington, VA 22203-1808
Telephone: (703) 816-4000
Facsimile: (703) 816-4100